

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution ALJ-305
Administrative Law Judge Division
February 26, 2015

RESOLUTION

RESOLUTION ALJ-305 Ratification of changes to preliminary determinations pursuant to Rule 7.5.

SUMMARY

This resolution approves the change of the preliminary determination made earlier by the Commission regarding the need for hearing in Rulemaking (R.) 14-07-002.

DISCUSSION

Senate Bill (SB) 960 (Leonard, ch. 96-0856) requires, among other things, that the Commission categorize proceedings and determine the need for hearing for purposes of determining the applicable restrictions on ex parte communications and other applicable rules. The rules implementing these requirements are found, for the most part, in Articles 7 and 8 of the Commission's Rules of Practice and Procedure.

Pursuant to Rule 7.1(d), an Order Instituting Rulemaking (OIR) shall preliminarily determine the category of the proceeding and the need for hearing, which determinations shall be confirmed or changed by assigned Commissioner's ruling pursuant to Rule 7.3.

Rule 7.5 requires Commission approval of assigned Commissioner's rulings that change the preliminary determination of category or need for hearing. The Commission has reviewed the scoping memo in R.14-07-002, and approves the assigned Commissioner's ruling changing the determination of need for hearing from no hearing needed to hearing needed, consistent with the definitions of Rule 1.3 and the requirements of Article 7 of its rules.

IT IS ORDERED that:

1. The assigned Commissioner's ruling changing the preliminary determination and/or category as set forth above is approved.

This resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed, and adopted at a conference of the Public Utilities Commission of the State of California held on _____, the following Commissioners voting favorably thereon:

Timothy J. Sullivan
Executive Director